

CITY OF BURIEN, WASHINGTON

ORDINANCE NO. 556

AN ORDINANCE OF THE CITY OF BURIEN, WASHINGTON ADOPTING CHAPTER 12.45 BMC TO INCLUDE A “COMPLETE STREETS” POLICY OF PROVIDING ACCOMODATION FOR PEDESTRIANS, BICYCLISTS, TRANSIT USERS, AND PERSONS OF ALL ABILITIES IN ALL TRANSPORTATION PROJECTS, PROVIDING FOR SEVERABILITY, AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the term “Complete Streets” describes a comprehensive, integrated transportation network with infrastructure and design that allows safe and convenient travel for all users, including pedestrians, bicyclists, motor vehicle drivers, and public transit users;

WHEREAS, Burien’s Comprehensive Plan calls for the City to develop, maintain and operate a community transportation system that integrates cars, pedestrians, bicycles, and transit;

WHEREAS, Burien’s Comprehensive Plan Goal MM 3 calls for the creation of a safe and convenient environment for walking and bicycling that is integrated with roads and transportation facilities;

WHEREAS, Burien’s Comprehensive Plan Policy MM 3.1, calls for the implementation of the Pedestrian and Bicycle Facilities Plan as adopted by Ordinance 409, which provides a city-wide plan for a connected system of sidewalks, bikeways, paths and trails, the enhancement of non-motorized transportation, and improving community safety and livability;

WHEREAS, Burien’s Comprehensive Plan Policy MM 3.12, establishes priorities for pedestrian travel along high volume roadways and in locations where there is a higher likelihood of pedestrian activity;

WHEREAS, the Vision for Burien promotes conserving the City’s natural environment and making sustainable land, energy, water, and transportation choices;

WHEREAS, the Vision for Burien promotes community vitality with health and wellness services for all ages, encourages active living to support physical and mental health, and ensures public safety through both crime prevention and law enforcement;

WHEREAS, the Vision for Burien believes that quality schools are essential to the City’s long-term success and actively promotes early childhood education and life-long learning;

WHEREAS, when more people are able to leave their cars at home and walk or bicycle for short trips, there will be more “eyes on the street,” and this "citizen surveillance" of public places will increase the safety and sense of well being for the community resulting in a reduction of crime

and public law enforcement costs;

WHEREAS, research demonstrates that children who walk or bicycle to school have higher daily levels of physical activity and better cardiovascular fitness than do children who do not actively commute to school; and

WHEREAS, studies have shown that physical activity has a positive effect on academic performance for students.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF BURIEEN, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. A new Chapter 12.45 is hereby added to the Burien Municipal Code as follows:

Chapter 12.45
Complete Streets

12.45.010 Complete Streets- Policy.

The City of Burien will plan for, design and construct all new transportation projects to provide reasonable and appropriate accommodation for bicyclists, pedestrians, transit users, and persons of all abilities. All public street projects or public street reconstruction projects in the City shall be in conformity with the City's Transportation Master Plan .

12.45.020 Exceptions.

Facilities for bicyclists, pedestrians, transit users, and/or persons of all abilities are not required to be provided:

- (1) Where their establishment would be contrary to public safety;
- (2) When the cost would be excessively disproportionate to the need or probable future use;
- (3) Where there is no identified need as established in City plans and future travel demand models;
- (4) Where the establishment would be inconsistent with the Transportation Master Plan and Comprehensive Plan; or
- (5) Where their inclusion in a small project would create a very short section of improvements with problematic transitions on either end or that are unlikely to be followed by similar improvements at either end resulting in little progress on

implementing Complete Streets networks as set forth in the Transportation Master Plan.

Section 2. Severability. Should any section, paragraph, sentence, clause or phrase of this ordinance, or its application to any person or circumstance, be declared unconstitutional or otherwise invalid for any reason, or should any portion of this ordinance be preempted by state or federal law or regulation, such decision or preemption shall not affect the validity of the remaining portions of this ordinance or its application to other persons or circumstances.

Section 3. Effective Date. This ordinance shall be published in the official newspaper of the City, and shall take effect and be in full force five (5) days after the date of publication.

ADOPTED BY THE CITY COUNCIL AT A REGULAR MEETING THEREOF ON THE 3RD DAY OF OCTOBER, 2011, AND SIGNED IN AUTHENTICATION OF ITS PASSAGE THIS 3RD DAY OF OCTOBER, 2011.

CITY OF BURIEN

/s/ Joan McGilton, Mayor

ATTEST/AUTHENTICATED:

/s/ Angela M. Chaufy, Acting City Clerk

Approved as to form:

/s/ Craig D. Knutson, City Attorney

Filed with the City Clerk: October 3, 2011

Passed by the City Council: October 3, 2011

Ordinance No. 556

Date of Publication: October 6, 2011